

05-04-01

3739

Express Mail Mailing Label No. EL653444121US

TRANSMITTAL FORM

Application Serial Number	08/922,263
Filing Date	September 2, 1997
First Named Inventor	Crowley
Group Art Unit	3739
Examiner Name	D. Shay
Attorney Docket No.	BSC-011
BATCH NO. (after allowance)	Not applicable
Patent No.	Not applicable
Issue Date	Not applicable

ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <ul style="list-style-type: none"> <input checked="" type="checkbox"/> Check Attached <input type="checkbox"/> Copy of Fee Transmittal Form 	<input type="checkbox"/> Copy of Notice to File Missing Parts of Application (PTO-1553) <input type="checkbox"/> Formal Drawing(s) <input type="checkbox"/> Request For Continued Examination (RCE) Transmittal <input type="checkbox"/> Power of Attorney (Revocation of Prior Powers) <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Executed Declaration and Power of Attorney for Utility or Design Patent Application <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> CD(s) for large table or computer program <input type="checkbox"/> Amendment After Allowance <input type="checkbox"/> Request for Certificate of Correction <input type="checkbox"/> Certificate of Correction (in duplicate)	<input type="checkbox"/> Notice of Appeal to Board of Patent Appeals and Interferences <input type="checkbox"/> Appeal Brief (in triplicate) <input type="checkbox"/> Status Inquiry <input checked="" type="checkbox"/> Return Receipt Postcard <input type="checkbox"/> Certificate of First Class Mailing under 37 C.F.R. 1.8 <input type="checkbox"/> Certificate of Facsimile Transmission under 37 C.F.R. 1.8 <input type="checkbox"/> Additional Enclosure(s) (please identify below)
<input type="checkbox"/> Amendment/Response (31 pgs.) <ul style="list-style-type: none"> <input checked="" type="checkbox"/> Third Preliminary <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Letter to Official Draftsperson including Drawings [Total Sheets _____] 	<input type="checkbox"/> Petition for Extension of Time	<input type="checkbox"/> Information Disclosure Statement <ul style="list-style-type: none"> <input type="checkbox"/> Form PTO-1449 <input type="checkbox"/> Copies of IDS Citations
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Sequence Listing submission <ul style="list-style-type: none"> <input type="checkbox"/> Paper Copy/CD <input type="checkbox"/> Computer Readable Copy <input type="checkbox"/> Statement verifying identity of above 	<input type="checkbox"/> Dated MAY 3 2001 TECHNOLOGY CENTER R3700

CORRESPONDENCE ADDRESS

SIGNATURE BLOCK

Direct all correspondence to: Patent Administrator
 Testa, Hurwitz & Thibeault, LLP
 High Street Tower
 125 High Street
 Boston, MA 02110
 Tel. No.: (617) 248-7000
 Fax No.: (617) 248-7100

Respectfully submitted,

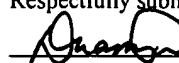
 Duan Wu
 Attorney for the Applicant
 Testa, Hurwitz & Thibeault, LLP
 High Street Tower
 125 High Street
 Boston, MA 02110

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MAY 03 2001

EE TRANSMITTAL
FY 2001

Complete if Known	
Application Serial Number	08/922,263
Filing Date	September 2, 1997
First Named Inventor	Crowley
Group Art Unit	3739
Examiner Name	D. Shay
Attorney Docket No.	BSC-011

METHOD OF PAYMENT		FEE CALCULATION (continued)	
1. <input checked="" type="checkbox"/> Payment Enclosed: <input checked="" type="checkbox"/> Check <input type="checkbox"/> Money Order <input type="checkbox"/> Other		3. ADDITIONAL FEES MAY 09 2001 TECHNOLOGY CENTER H3700	
2. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to credit or charge any fee indicated below for this submission to Deposit Account No. 20-0531. <input type="checkbox"/> Required Fees (copy of this sheet enclosed). <input checked="" type="checkbox"/> Additional fee required under 37 CFR 1.16 and 1.17. <input checked="" type="checkbox"/> Overpayment Credit.		Large Entity Small Entity Fee (\$) Fee (\$) Fee Description Fee Paid	
3. <input type="checkbox"/> Applicant claims small entity status.		130 65 Surcharge - late filing fee or oath 50 25 Surcharge - late provisional filing fee or cover sheet 130 130 Non-English specification 2,520 2,520 For filing a request for reexamination 110 55 Extension for reply within first month 390 195 Extension for reply within second month 890 445 Extension for reply within third month 1,390 695 Extension for reply within fourth month 1,890 945 Extension for reply within fifth month 310 155 Notice of Appeal 310 155 Filing a brief in support of an appeal 270 135 Request for oral hearing 130 130 Petitions to the Commissioner 50 50 Petitions related to provisional applications 180 180 Submission of Information Disclosure Statement 710 355 Filing a submission after final rejection (37 CFR 1.129(a)) 710 355 For each additional invention to be examined (37 CFR 1.129(b))	
FEE CALCULATION			
1. FILING FEE			
Large Entity Fee (\$) Fee Description Fee Paid			
710	Utility filing fee		
320	Design filing fee		
150	Provisional filing fee		
Number Number Rate Amount Filed Extra			
Total Claims	- 20 =	x \$ 18.00 = \$270.00 =	
Independent Claims	- 3 =	x \$ 80.00 = \$270.00 =	
TOTAL: SMALL ENTITY DISCOUNT: SUBTOTAL (1) (\$) 0.00			
2. AMENDMENT CLAIM FEES			
Claims Highest No. Present Rate Fee Paid			
Remaining Previously Extra After Amend. Paid For			
Total	53	- 49 =	4 x \$ 18.00 = 72.00
Indep.	6	- 6 =	0 x \$ 80.00 = .00
<input type="checkbox"/> First Presentation of Multiple Dep. Claim + \$270.00 = 0.00			
TOTAL: (\$). 0.00 SMALL ENTITY DISCOUNT: (\$) 0.00 SUBTOTAL (2) (\$) 72.00			
CORRESPONDENCE ADDRESS		SIGNATURE BLOCK	
Direct all correspondence to: Patent Administrator Testa, Hurwitz & Thibeault, LLP High Street Tower-125 High Street Boston, MA 02110 Tel. No.: (617) 248-7000 Fax No.: (617) 248-7100		Respectfully submitted,  Duan Wu Attorney for the Applicants Testa, Hurwitz & Thibeault, LLP High Street Tower-125 High Street Boston, MA 02110	



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PATENT
BSC-011

#80/F
Non-Compliant

Particulars of prior application:

Serial No.: 08/922,263

Filing Date: September 2, 1997

Examiner: D. Shay of Art Unite 3737

Status: Pending

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Crowley
SERIAL NO.: 08/922,263 GROUP NO.: 3739
FILING DATE: September 2, 1997 EXAMINER: D. Shay
TITLE: INTERVENTIONAL PHOTONIC ENERGY EMITTER SYSTEM

Assistant Commissioner for Patents
Washington, D.C. 20231

RECEIVED
MAY 09 2001
TECHNOLOGY CENTER R3700

THIRD PRELIMINARY AMENDMENT

Sir:

Prior to examination, please enter this Third Preliminary Amendment and consider the accompanying remarks. A Continued Prosecution Application Request was filed on February 27, 2001. A check and a Fee Transmittal for extra claim fees resulting from this Amendment are enclosed herewith.

AMENDMENT

In the Specification:

On page 11, line 22, please replace two occurrences of "92" with --93-- in both instances.

On page 11, line 23, please replace "stent 92" with --stent 91--.